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10 Attorney for Defendant  
11 HOPELYN AUSK

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14 IN THE UNITED STATES DISTRICT COURT  
15 FOR THE EASTERN DISTRICT OF CALIFORNIA

16  
17 UNITED STATES OF AMERICA, ) Case No. 2:20-cr-00204-JAM-1  
18 Plaintiff, )  
19 vs. ) STIPULATION AND ORDER TO CONTINUE  
20 HOPELYN AUSK ) STATUS CONFERENCE  
21 Defendant. )  
22 ) Date: May 25, 2021  
23 ) Time: 9:30 a.m.  
24 ) Judge: Hon. John A. Mendez  
25 )

26 IT IS HEREBY STIPULATED by and between Phillip A. Talbert, Acting United States  
27 Attorney, through Robert J. Artuz, Special Assistant United States Attorney, attorney for  
28 Plaintiff, Heather Williams, Federal Defender, through Assistant Federal Defender Douglas J.  
Beevers, attorneys for Hopelyn Ausk, that the status conference scheduled for May 25, 2021, at  
10:00 a.m., be vacated and the matter continued to September 14, 2021, at 9:30 a.m.

29 The defense requests additional time to conduct an investigation and prepare for trial.  
30 With COVID-19 restrictions lifting, this will provide the opportunity to thoroughly investigate  
31 this case which was difficult with the previous COVID-19 restrictions. For example, the defense  
32 needs additional time to prepare by carefully reviewing discovery items and discussing them  
33 with the client such as numerous jail phone calls.

34 Based upon the foregoing, the parties agree time under the Speedy Trial Act should be  
35 from the date the parties stipulated through and including September 14, 2021; pursuant to 18

1 U.S.C. §3161 (h)(1)(D)[pretrial motions], (h)(7)(A) and (B)(iv)[reasonable time to prepare] and  
2 General Order 479, Local Code T4 based upon continuity of counsel and defense preparation.

3 Counsel and the defendant also agree that the ends of justice served by the Court granting  
4 this continuance outweigh the best interests of the public and the defendant in a speedy trial.

5 Dated: May 21, 2021

6 HEATHER E. WILLIAMS  
7 Federal Defender

8 */s/ Douglas Beevers*  
9 DOUGLAS BEEVERS  
10 Assistant Federal Defender  
Attorney for Defendant  
HOPELYN AUSK

11 Dated: May 21, 2021

12 PHILLIP A. TALBERT  
13 Acting United States Attorney

14 */s/ Robert J. Artuz*  
15 ROBERT J. ARTUZ  
16 Special Assistant United States Attorney

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## ORDER

IT IS HEREBY ORDERED, the Court, having received, read, and considered the parties' stipulation, and good cause appearing therefrom, adopts the parties' stipulation in its entirety as its order. The Court specifically finds the failure to grant a continuance in this case would deny counsel reasonable time necessary for effective preparation, taking into account the exercise of due diligence. The Court finds the ends of justice served by granting the requested continuance and outweigh the best interests of the public and defendants in a speedy trial.

It is further ordered the May 25, 2021 status conference shall be continued until September 14, 2021, at 9:30 a.m.

DATED: May 21, 2021

/s/ John A. Mendez

THE HONORABLE JOHN A. MENDEZ  
UNITED STATES DISTRICT COURT JUDGE